REPORT OF RAILWAY CONVENTION COMMITTEE (1985)

SHRI BHAGATRAM MANHAR (Madhya Pradesh) : Sir, I beg to lay on the Table a copy (in English and Hindi) of the Third Report of the Railway Convention Committee on "Rate of Dividend for the year 1986-87 and other ancillary Matters."

LEAVE OF ABSENCE TO SHRI RAJNI RANJAN SAHU

MR. CHAIRMAN : I have to inform Members that I have received a letter dated the 12th February, 1986 from Shri Rajni Ranjan Sahu, stating that he is going to the United Kingdom for medical treatment. He has accordingly requested for grant of leave of absence from all the sittings of the Rajya Sabha during the 137th Session.

Is it the pleasure of the House that permission be granted to Shri Rajni Ranjan Sahu for remaining absent from all the meetings of the House during the current Session ?

(*No hon. Member dissented*).

MR. CHAIRMAN: Permission to remain absent is granted.

SHRI N.K.P. SALVE (Maharashtra) : We wish him a speedy recovery.

MR. CHAIRMAN : Now before I take up Calling Attention, I have requests from hon. Members for ooportunities for personal explanation. Now Call Shri Upendra.

PERSONAL EXPLANATIONS *RE.* ESPIONAGE CASE INVOLVING SHRI RAM SWARUP

SHRI PARVATHANENI UPENDRA (Andhra Pradesh) : Mr. Chairman, Sir, I am grateful to you for giving me this opportunity to offer a personal explanation or give a personal statement on a very sordid matter, the so-called espionage case against Mr. Ram Swarup. I would have normally ignored such references, but because of the wide publicity given to this charge-sheet in the national and other press and also because it involves some fundamental issues, including the privileges and rights of Members of Parliament, I am constrained to rise today to say a few words and I would request you to allow me to give the full version.

Sir, I am a politician of three-and-a-half years' standing. I was a civil servant before when I resigned my job. I was told that politics was the last resort of scoundrels. But I never thought that I would have to stand here like this today and also face an attempt at treachery and also political blackmail. Sir, we are second to none in safeguarding the unity and integrity of this country, and no man or woman who is sure of his own parentage will ever betray his or her motherland. And I consider it a shame that I have to assert my patriotism in this august House.

Sir, the charge-sheet against Mr. Ram Swarup was deliberately leaked by the Government because none else will be interested in leaking it out except the Government. I shall come to the motives of the Government for doing so a little later. But, Sir, it is very cleverly done. I have gone through the press reports as well as the charge-sheet itself. The press release highlighted as if so many people were involved in the activities of the alleged spy. But the charge-sheet does not say anything against any of these persons as to what they have done or what information they have passed on, except to say that he met him at so-and-so place, he gave a dinner to so-and-so, he was in touch with so-and-so and all these things. Just by innuendos, just by suggestions, an attempt at character assassination has been

made and to ruin the political future of so many individuals and politicians in this country.

Sir, reputations have been marred. May be we may be cleared after some time. We do not know what that fellow has stated before the judge. The trial is going on. We do not know what satement he has made. But before we are cleared, before we show our faces to the country, our reputation is marred and some mud will stick in spite of the denials and in spite of the subsequent developments. And that is the very intention of the Government. They knew there was nothing there. But they wanted deliberately to mar the reputation of these people because they know some mud will stick in spite of the denials. We have an opportunity here to give this personal explanation today. But what about those dozens and dozens of people who do not have that opportunity and who cannot offer their personal explanation? Today in the whole country nobody talks about Ram Swarup's alleged crimes. Only the names of those people, those responsible people in public life, are being talked about. The alleged crimes of Ram Swarup have gone into the background and only the actions of others have come to the forefront. This is very unfortunate and I take serious exception to this.

My name is referred to at two places. Para 9 of the chargesheet says, "It was seen that the names of the following Members of Parliament, former Member of Parliament who had been sponsored on visits to Taiwan find mention in the recovered document." They have given ten names here. I have verified and nine of them did visit Taiwan. I am not saying that visiting Taiwan is a crime or not. And only my name has been added as the tenth. I did not visit Taiwan in my life so far. My name has been added deliberately to malign me and my party as if I have something to do with that person. I do not understand why this was done so. I am particularly upset because when the investigating officials came and asked me about the details, I gave all the details. I told them that I did not visit Taiwan. The Government have got the machinery at their disposal to verify it. Nobody can visit a foreign country without valid documents. How can they include my name without any substantial evidence? If that person has written in his diary that so-and-so is an important person, I am not responsible for that. He might have recommended dozens. There may be many more Members in this House whose names might have been recommended. There was no formal invitation for me nor did I accept any. Why was my name particularly added there when I did not visit Taiwan? Why was it added among the persons who visited Taiwan ?

I want to make another thing very clear because tomorrow they may come and say that "you have visited some other country at his behest." I visited foreign countries only thrice. First, in 1978, when I was in Government, as a member of the Indian delegation for the funeral of Archbishop Makarios. I went to Italy, Greece and Cyprus along with Mr. Madhu Dandavate and Mr. Ramesh Bhandari. Second, in 1981, as a member of the 32-member Government delegation of high officials on behalf of the Indian Institute of Public Administration to South-East Asian countries but not Taiwan—I went to Sri Lanka, Malaysia, Singapore and Thailand; these were the four countries I visited then. The third time was in June-July 1985 to the United States at the invitation of the United States Government, under an approved programme, under the visitors' programme approved by the Government of India with the specific permission of the External Affairs Ministry. I gave my programme; the programme was communicated to the concerned Indian embassies abroad. I got

[Shri Parvathaneni Upendra]

cleared the names of all those whom I met in the United States, through our embassy in Washington. On my way back, I stopped at two or three places, and that also within the knowledge of our embassy people. They made all my arrangements there. I am making it very clear, I went abroad only thrice and Ram Swarup or anybody else had nothing to do with these trips.

Then there is another reference in para 42. It says, "Ram Swarup's efforts were always directed at select MPs in the ruling party. While during the Janata Party regime the concentration was on ....., during the Congress-I regime the efforts were directed towards....". That is all right. Then it says, "Ram Swarup, however, has also been assiduously cultivating important Opposition party leaders including Shri P. Upendra, in recent times." If they wanted to mention important Opposition party leaders, they should have mentioned all.

But why have they singled out my name saying "including Shri P. Upendra."? It is deliberate. Also Sir, if somebody wants to cultivate me, is it my crime? I am the leader of the parliamentary party of the largest opposition group in this Parliament. Naturally, people will try to come to me and give their representations and also give their versions and for that you cannot blame me. It is just like a boy cultivating a girl and you blame the girl for that and accuse her of losing her chastity. This is a funny argument. So many people try to cultivate so many honourable Members of this House or the Ministers. The question is : What is our response? Did we respond to those overtures ? Did we do anything wrong or objectionable? The chargesheet is silent on that. Does it mention that we have passed on something and all that? If it is so, then that is a different issue. But it is silent on that. It is mischievous to say that he was "assiduously trying to cultivate". What does this "assiduously trying to cultivate" mean? They should explain that. Sir, it is a very objectionable thing.

Sir, there is one thing more, one more fundamental point which I would like to make. Sir, the honourable Members on both the sides are aware, and the Ministers are also aware, that hundreds of people come to us daily. It is not possible for any honourable Member to verify the antecedents of everybody coming to meet him on some matter. Let them say, let the honourable Members on the Treasury Benches say. Is it possible? If one of these people turns out to be an undesirable character later, are we to be blamed for that? Or else, you circulate a list of undesirable people which you may have with you. We will be careful. Let the Government circulate such a list. If the Government has got any secret information about anybody, let them circulate that and we will be careful and we will not meet these people. What is the machinery that we M. Ps. have to make verifications. As MPs, it is our duty to meet people. Can we shut ourselves from the public? Therefore, Sir, it is a very serious thing and this issue has also to be clarified. We have to meet people and we have to collect information. I am not going to surrnender my right to collect information or to talk to people. It is our legitimate right. As a Member of the Opposition, I have a right to meet people and collect information. People come particularly to the Opposition MPs with their grievances. Because of this scandalous affair, I am not going to shut myself from the people.

Then, Sir, we have not denied, we have nowhere denied that this man met us. He was meeting so many people and he knows half of Delhi. If knowing a person or meeting him is a crime, then, Sir, I do not know where to start.

Sir, here is a publication of "The Hindustan Times, "The Weekend

Review", issue dated January 19-25, 1986. It has given a story: "Spy or a Chap Foxed?". In this, Sir, there are two photographs. The caption of one is: "In Eminent Company". It says, "Rama Swarup (extreme right) with Jawaharlal Nehru and a group of children."

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(*Interruptions*)

THE MINISTER OF STATE IN THE DEPARTMENT OF PARLIAMENTARY AFFAIRS (SHRI SITARAM KESRI): Sir, he is only making a statement about himself. But he is accusing the Prime Minister and others. He is not supposed to do that. (*Interruptions*).

SHRI PARVATHANENI UPENDRA: I am not at all accusing him. (*Interruptions*). I am just reading out from a newspaper. (*Interruptions*).

SHRI SITARAM KESRI: A newspaper report or a photograph cannot be an evidence of that. (*Interruptions*).

SHRI PARVATHANENI UPENDRA: I am not making any accusation against the Prime Minister and I am not irresponsible. (*Interruptions*).

SHRI N. K. P. SALVE (Maharashtra): Mr. Upendra, You are making out a good case for yourself. But why are you mentioning others ? f(*Interruptions*).

SHRI PARVATHANENI UPENDRA: Please be patient. I am speaking on behalf of all of you. I am not speaking for myself only. (*Interruptions*). Please be patient. Let me complete.

MR. CHAIRMAN : I am on my legs now. Will all of you please sit down ?

SHRI PARVATHANENI UPENDRA: I have not made any accusation, Sir. (*Interruptions*). I have not made any accusation.

MR. CHAIRMAN : Everybody incuding Mr. Upendra will sit down because I am on my legs.

Shri Upendra was only saying—he was not casting any aspersion—that similar things appear like this in the newspapers. (*Interruptions*). Therefore, Mr. Upendra, you should put it in a more elegant way.

SHRI PARVATHANENI UPENDRA: Sir, I was putting it in a more polite way. (*Interruptions*).

MR CHAIRMAN: All right. We will pass over.

SHRI SAT PAUL MITTAL (Punjab) : Sir, his reference to the Prime Minister is absolutely wrong in this context and that must be taken out of the records.

MR. CHAIRMAN : No. You just look into the record. What he said is that in the newspapers such things appear and, therefore, they should not be taken seriously. That is what he has said.

SHRI PARVATHANENI UPENDRA: That is what I have said. You can refer to the record. If I made any allegation against the Prime Minister, I withdraw.

MR. CHAIRMAN: I will look into it.

SHRI PARVATHANENI UPENDRA: In fact, I said it is not a conclusive evidence of anybody favouring anybody. That is what I said. And I am right in that. I am within my right.

MR. CHAIRMAN: The way in which you said...

SHRI PARVATHANENI UPENDRA: No, Sir. You refer to the record I did not say anything wrong. I speak very responsibly and within my limits.

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*Expunged as ordered by the Chair.

MR. CHAIRMAN: I will also see that the record is put straignt.

SHRI SAT PAUL MITTAL: What ever is irrelevant must be expunged from the record.

SHRI DIPEN GHOSH (West Bengal): There as skeletons in your cupboard. (*Interruptions*)

MR. CHAIRMAN: I am a greater protector of the rights of the Prime Minister and of the Members of the House any of you. Please allow me to go through the record and put it straight.

SHRI PARVATHANENI UPENDRA: I feel that I am speaking on behalf of every hon. Member of this House. Today it might happen to you. I am telling the truth, and nothing but truth. Therefore, please bear with me. Don't be impatient. Simply because I brought in the Prime Minister, don't think that I have said anything wrong about him.

MR. CHAIRMAN: You did not. I will see that the record is put straight in the way in which you meant.

SHRI PARVATHANENI UPENDRA: Okay, Sir. You are free to amend it. They made much about the Indo-German Parliamentary Group.

MR. CHAIRMAN : I think, there you need not....

SHRI PARVATHANENI UPENDRA : One minute, because we are also dragged in that since I am a member of that. Therefore, the chargesheet made so much about that, though my name is not mentioned. I am one of the convenors also. Sir, there are about 250 members in that Group, not one or two. It is not an exclusive club. Whatever functions were held they were held in the Parliament House Annexe. I attended only two functions. It was there since 1978. I was there only for the last one year. All the functions were held in the Annexe. Several dignitaries attended the functions, including Mr. P.V. Narasimha Rao, Mr. B. R. Bhagat etc., because this is an important parliamentary group. Therefore, there is nothing wrong. If you take exception to the parliamentary group, there are so many other friendship societies. Mr. Narasimha Rao, you attended when the German Foreign Minister came.. (*Interruptions*) Mr. Bhagat also. Anyway, it is not very relevant. I am not linking you with Ram Saroop. Therefore, don't worry about that. (*Interruptions*). It is only one of the many friendship societies. What is wrong in that ? I say that I am a member of not only that Group; I am also a member of an Indo-Soviet organisation, of the Peace and Solidarity Committee, a pro-Soviet organisation. Are we restrained from being members of a parliamentary group ? They have written so much about the Indo-F.R.G. parliamentary group, I take serious objection to this, because it is against the prestige and privileges of the Members of Parliament.

MR. CHAIRMAN : You have done enough. You must stop now.

SHRI PARVATHANENI UPENDRA : One more thing. West Germany is not a hostile country. Even if we are associated with....

MR. CHAIRMAN : You need not.

SHRI PARVATHANENI UPENDRA : Last month our Foreign Minister went to West Germany. There was a parliamentary delegation from West Germany. What is wrong if 250 Members of Parliament are associated with that parliamentary group ? Why should they cast doubts on such organisations ?

MR. CHAIRMAN : You must stop now. (*Time bell rings*)

SHRI PARVATHANENI UPENDRA : I am coming to the end.

Just two or three minutes more. This charge-sheet, the whole thing, is frivolous and fabricated. I am not going into the merits....

MR. CHAIRMAN : You cannot say these things. All that I have allowed you to say is to make a personal explanation, so that the dignity of the Members of Parliament is cleared and established. To that extent you have said it. I would now request you to stop.

SHRI N.K.P. SALVE : You cannot go into the merits of the charge-sheet.

SHRI PARVATHANENI UPENDRA : I am not going into the merits of the charge-sheet.

I was only telling, Sir, that by bringing all these frivolous things into the charge-sheet, the real crime, if any has gone to the background. The legitimate activities of a lobbyist and the activities of so-called spies have been mixed up. That is what I wanted to tell. Therefore it is quite objectionable and derogatory to the prestige and privileges of the hon. Members of this House.

I will refer to one more thing. I had written a letter to the Prime Minister, explaining my position, and I am very sorry to say that he did not even acknowledge the letter. In that letter I made an offer that if I have committed anything irregular, anything against the national interest, not only will I resign my membership of this house but also retire from public life. I am reiterating this challenge in this House. Also one thing more I have to mention I felt very much on that. When our Party President, Mr. N. T Rama Rao, wrote a letter to the Prime Minister on this issue, he has very kindly replied. His reply is very good. "Unity and safety of the country is paramount. The investigating authorities have done their work in the normal course." Upto that it is all right. Then he writes "But our legal system offers everyone a full chance to prove his innocence." Sir, I am not guilty. I am not one of the accused and not even a witness. What does it mean ? Does it not give an impression that there is something wrong and I have to prove my innocence ? You throw mud on me and tell me that there is a tap there and I have to wash myself. It is just like that. Sir, hear me just for a minute. It is like that. You throw mud on me and say that there is a tap where I can wash myself. This is unfortunate. I am very sorry that such things have been said.

MR. CHAIRMAN : Mr. P. Upendra, you have finished. I will ask Mr. Gurupadaswamy.

SHRI M. S. GURUPADASWAMY (Karnataka) : Sir, it saddens me that after 40 years of my public life, I have to stand in his House to say that I am as much a patriot as anybody else in this House or, for that matter, anybody in this country. I totally endorse some of the important things narrated by Mr. Upendra. My name appears in two places in the charge-sheet. As Mr Upendra said. we are not accused, but an adverse mention has been made, very slyly, very mischievously and perhaps with the intention of tarnishing the image of some of the political leaders and the political parties in this country.

Sir, I went through the chargesheet. I find that 30 names have been named among politicians. Not one or two, but thirty. Also the chargesheet says that hundreds of people have been contacted by Mr. Ram Swaroop. Those names have not be listed. I do not know why. Only a few names, among them—30 have been named and my name is also there. The most astonishing thing is that there is no charge against any one of us, even against those Ministers who have resigned. The chargesheet is false indictment. Sir, I have sent you a privilege motion for consideration. It is

[Shri M.S. Gurupadaswamy]

an indictment against the working of Parliament. It is an indictment against the past and the present Government. The Government of Morarji Desai has been mentioned adversely. The Government of Mrs. Gandhi has been mentioned adversely for no reason and the Government of Rajiv Gandhi has been mentioned adversely also. None has been left out in the chargesheet. It is amazing.

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Sir, as I said in the beginning...

MR. CHAIRMAN: The words about the charge-sheet will not form part of the record because you cannot comment on it. You have to confine yourself to personal explanation.

SHRI M.S. GURUPADASWAMY: As I have said in the beginning, my name appears in two places in the charge-sheet. One is that I presided over a seminar in Bangalore on the Afghan issue. What is wrong in presiding over a seminar over the Afghan issue? And there my name has been tagged with others to say by implication that I enjoyed the hospitality of Ram Swarup, that my fare has been paid, perhaps, and my boarding and lodging has been paid. Nobody has paid my fare, nobody has paid my boarding and lodging because I was there myself. My name has been mentioned as Member of Parliament. I was not a Member of Parliament at that time. When I presided over the seminar, I was not a Member of the Parliament. I presided, of course. And I expressed my views objectively in the seminar. As a person who presided, I summed up the proceedings of the seminar. But my name has been obliquely mentioned as if I have committed a crime. Is it a crime to preside over seminars and symposia and meetings and discussions ? Sir, I would beg of the House to consider whether this is an act of folly at all, and a wrong thing that I have done.

Secondly, Sir, there is a reference to me that I went to Taiwan. Hundreds of people have gone to Taiwan, not one and not two. Taiwan is not an enemy territory. When I was asked to go to Taiwan, I made certain and sure whether any others have gone before me to Taiwan. Then big names have been quoted. I do not want to mention the names. Important names were mentioned, mostly from the ruling party. I am not making any aspersion on them. After having ascertained the facts, I went to Taiwan in the middle of last year for 7 days. I never did any hanky-panky thing in Taiwan. I went there and came back like anyone else. Sir, as you know, the Members of Parliament have got to function in a very responsible way. I think, we have had to know the affairs and the developments of the world irrespective of political parties. We have got to see and study the situation in the world as leaders of opinion. People have gone to China. They have gone to the Soviet Union under the auspices of various institutions. They have gone to America, to England. What is wrong in going to Taiwan? If it is a banned territory, if it is an enemy territory, then the Government of India should have declared that we should not go to Taiwan and it is wrong. There is no declaration as such. Is it a crime to go there? Does it measure our sense of patriotism? This is the obnoxious kind of reference that has been made in the charge-sheet.

Lastly, Sir, I only say that there is only oblique reference in the chargesheet in respect of 30 names. Here I have got the list of 30 names, very important people. And Morarji Bhai is mentioned, others have been mentioned, and leaders belonging to the various political parties have been mentioned.

*Expunged as ordered by the Chair.

MR. CHAIRMAN: You please do not mention.

SHRI M. S. GURUPADASWAMY: But, Sir, does this adverse mention not bring about a certain amount of tarnishing effect to the image of political leaders in this country? We are not in a state of emergency where everything, every activity has got to be carefully watched. We are a free country and we are responsible citizens. We are the leaders of political parties. Sir, I find a vicious attempt made, a mischievous, deliberate and diabolical attempt made by certain people to tarnish the image, to malign the political leaders, important MPs belonging to various political parties. As I said earlier, Sir, there is an indirect indictment of the working of the Parliamentary institution as such in this country. This cannot be tolerated.

Sir, I hope and trust that this House has listened to me and that it will safeguard the interests of all Members of Parliament. I regard that the references made in the charagesheet are a grave interference in the discharge of our duties as Members of Parliament. It is a breach of privilege; if it is not a breach but definitely a contempt of the House of Parliament. Therefore, I request, through you, Sir, the Government to amend this chargesheet immediately so that our fair names are not tarnished further and our names are to be delinked from the chargesheet without delay.

श्री प्यारेलाल खंडेलवाल (मध्य प्रदेश) : सभापति जी, मैं जब दौरे पर था तब मैंने समाचारपत्रों में राम स्वरूप जासूसी कांड में मेरा नाम पढ़ा । मैं यह कहना चाहता हूं कि मेरा और मेरी पार्टी के जितने नेताओं के नाम लिए गए हैं वे देशभक्ति में किसी से कम नहीं हैं। हम मरना पसन्द करेंगे लेकिन देश के खिलाफ कोई बात करना पसन्द नहीं करेंगे । जिस तरह से राम स्वरूप कांड में मेरा नाम घसीटा गया है मैं निश्चित रूप से कह सकता हूं कि यह जान-बूझकर किया हुआ षडयंत्र है और मेरे निष्कलंक राजनीतिक, सार्वजनिक जीवन को बदनाम करने की कोशिश की गई है । मेरा नाम इस चार्जशीट में दो जगह लिया गया है । एक इस सन्दर्भ में लिया गया है कि '80 में जब मैं जनता सरकार थी तब राम स्वरूप ने मेरे ऊपर ध्यान केन्द्रित किया था । यह अपने आप में एक बड़ा झूठ है । मैं '80 में जनता सरकार के समय संसद का सदस्य ही नहीं था । मेरे बारे में लिखा गया है कि मैं '80 में जब संसद सदस्य था तब मुझ पर राम स्वरूप ने ध्यान केन्द्रित किया था । रिकार्ड मौजूद है मैं संसद में कब चुन कर आया । मैं संसद में चुनकर आया जून '80 में । उस समय सरकार थी कांग्रेस की, जनता पार्टी की सरकार नहीं थी । मैं जनता पार्टी की सरकार के समय में संसद सदस्य था यह अपने आप में बहुत बड़ी झूठ और गलत चीज है, जो कि चार्ज शीट में मेरे बारे में कही गई है ।

दूसरी बात कही गई है कि राम स्वरूप मुझे कोई ऐसी सामग्री किसी के जरिए पहुंचाता था, व्यवस्था करता था जिस सामग्री के माध्यम से मैं पश्चिमी जर्मनी या अमरीका में रुचि रखने वाले प्रश्नों को संसद में उठाता था । सभापति जी, मैं रामस्वरूप को पहचानता ही नहीं । रामस्वरूप से मेरी जान-पहचान नहीं, उसके माध्यम से किसी ने सवाल दिए, यह गलत है । मैं दावे के साथ कह सकता हूं कि राम स्वरूप के किसी परिचित व्यक्ति या रामस्वरूप ने डाक के जरिये कोई ऐसी सामग्री नहीं भेजी जिसके आधार पर मैंने संसद में कोई सवाल उठाया हो । संसद में सवाल उठाने का हमारा अधिकार है । संसद का कोई सदस्य संसद में सवाल उठाता है तो उसके लिए अखबारों के माध्यम से सामग्री मिलती है । हम जनता के बीच जाते हैं, उनके माध्यम से सामग्री मिलती है । लेकिन यह कह देना कि राम स्वरूप ऐसी व्यवस्था करता था यह पूरी तरह गलत है, पूरी तरह असत्य है ।

[श्री प्यारेलाल खाडेलवाल]

सभापति जी, मेरे पूर्व जो माननीय सदस्यों ने स्पष्टीकरण दिए हैं उस सम्बन्ध में एक बात और कहना चाहता हूं । जो इस सदन या उस सदन के सदस्य नहीं हैं और जिनका चार्जशीट में नाम है, वे व्यक्तिगत स्पष्टीकरण नहीं दे सकते । इस देश के मान्य नेता हैं अटल बिहारी वाजपेयी.....

MR. CHAIRMAN : Please be short because they have already dealt with the major issues.

श्री प्यारेलाल खंडेलवाल : मैं यह कहना चाहता हुं कि जो स्पष्टीकरण नहीं दे सकते उनको बदनाम करने की कोशिश की गई है ।

MR. CHAIRMAN : No, no mention of other names please. You confine yourself to your explanaton saying I have not etc. etc.

श्री प्यारेलाल खंडेलवाल : सभापति जी, चार्जशीट में ऐसी बातें कहीं गई हैं जिससे राजनीतिक जीवन में, सार्वजनिक जीवन में काम करने वालों के निष्कलंक जीवन पर चार्ज लगाए गए हैं । मैं मांग करता हूं कि सरकार इस सम्बन्ध में कार्यवाही करे, चार्जशीट में जो नाम लिए गए हैं, जो गलत आरोप लगाए गए हैं वे निकाले जायें । और आखिर में मैं कहना चाहता हूं कि हमारी देशभक्ति पर तो कोई शंका पैदा नहीं करना चाहिए । अगर हमारे ऊपर कोई भी लांछन सिद्ध होता है तो मैं आप से कहना चाहता हूं कि कि मैं सिद्ध होने पर सार्वजनिक जीवन से सन्यास ले लूंगा । यह घोषणा मैं इस सदन में करना चाहता हूं ।

अंत में म एक बात और सभापति महोदय कहना चाहता हुं कि मैं ने इस संबंध में एक विशेषाधिकार का नोटिस दिया हुआ है और मैं चाहता हूं कि आप मेरा वह विशेषाधिकार का नोटिस स्वीकारकरे।

श्री सत्य प्रकाश मालवीय (उत्तर प्रदेश) : माननीय सभापति जी, आप ने मुझे व्यक्तिगत स्पष्टीकरण के लिये अवसर दिया है इस के लिये मैं हृदय से आप के प्रति आभार प्रकट करता हूं ।

उत्तर प्रदेश लोकदल द्वारा चलाये गये 28 जनवरी, 1986 के "रास्ता रोको आन्दोलन" में मैं गिरफ्तार कर लिया गया था और 29 जनवरी को प्रात केन्द्रीय कारागार नैनी, इलाहाबाद में बंद था, जहां रामस्वरूप से संबंधित कांड को मैं ने समाचार पत्रों मैं पढ़ा और आश्चर्यचकित हो गया कि उस के विरुद्ध एडीशनल चीफ मैट्रोपोलिटन मैजिस्ट्रेट, दिल्ली के न्यायालय में जो अभियोग पत्र दाखिल किया गया है, उस में मेरे नाम की भी चर्चा की गयी है । 30 जनवरी को दिल्ली पहुंचते ही मैं ने उस का खंडन किया जो समाचार पत्रों में छप चुका है ।

प्रश्नगत अभियोग पत्र को श्री दीप चंद, डिप्टी कमिश्नर आफ पुलिस, स्पेशल ब्रांच, दिल्ली ने न्यायालय में प्रस्तुत किया है और उस में मेरे नाम की चर्चा निम्न प्रकार से है :—

"That among the other tasks which Rama Swarup apparently performed was that of arranging for certain questions to be raised in Parliament in the names of individual MPs on matters in which some of the western countries like the USA and West Germany were vitally interssted. Some of the MPs whose names find mention in the seized documents in this connection are S.P. Malaviya .." and I will not quote other names.

Then para 42.

"....Rama Swarup's efforts were always directed at select MPs in the ruling party. While during the Janata party regime the concentration was on ....S. P. Malaviya....during the Congress I regime his efforts were directed towards....."

जनता शासन काल में तो मैं संसद का सदस्य भी नहीं था । उस समय मैं उत्तर प्रदेश विधान सभा का सदस्य तथा प्रदेश में मंत्री था । अभियोग को प्रस्तुत करने वाले पुलिस अधिकारी को

लगता है, इतनी भी जानकारी नहीं थी और उस ने मेरा नाम उस समय के सांसदों के साथ डाल दिया है ।

अभियोग-पत्र में मेरे संबंध में जो चर्चा की गयी है****
है । मैं रामस्वरूप को जानता भी नहीं और न ही वह मुझ से कभी मिला । यहां तक कि राम स्वरूप की ओर से भी कोई व्यक्ति मुझ से कभी भी नहीं मिला । मेरे संबंध में यह सारी कहानी मनगढ़ंत तथा बनावटी है ।

मैं लोक दल का राष्ट्रीय महामंत्री हूं और संसद का सदस्य भी हूं, अतः अनगिनत लोग नित्य मुझ से विभिन्न जनसमस्याओं तथा अपनी परेशानियों के संबंध में मिलते रहते हैं लेकिन सदन के अंदर और बाहर अपने कर्तव्यों का निर्वाहन में अपने विवेक से ही सकता हुं और यह मेरा अधिकार भी है ।

एडीशनल चीफ मैट्रोपोलिटन मैजिस्ट्रेट, दिल्ली के न्यायालय में अभियोग-पत्र प्रस्तुत करने से पहले जांच करने वाले पुलिस अधिकारियों का कर्तव्य था कि वह मुझ से मिलते और मेरा बयान लेते लेकिन उन्होंने ऐसा नहीं किया । मेरा बयान लेने के लिये पुलिस अधिकारियों ने अपने प्राथमिक कर्तव्यों का भी निर्वाहन नहीं किया ******

समाचार-पत्रों से मुझे यह भी जानकारी हुई है कि अभियोग पत्र न्यायालय में प्रस्तुत होने से पहले प्रधान मंत्री जी के पास भी भेजा गया था और उन्होंने अटार्नी जनरल से परामर्श भी लिया था । साधारणतया अभियोग-पत्र उन के पास भेजे जाने की कोई आवश्यकता नहीं थी, लेकिन जब अभियोग पत्र उन के पास भेजा गया तो उन्होंने उस को पढ़ा ही होगा और तभी अटार्नी जनरल से सलाह भी लिया । उन का भी कर्तव्य था और उनको इस बात का जानकारी अवश्य करनी चाहिए थी कि जिन लोगों का नाम अभियोग पत्र में पुलिस ने डाला है, जिन में संसद सदस्य भी हैं, उनका बयान जांच करने वाले पुलिस अधिकारियों ने लिया भी या नहीं । प्राकृतिक न्याय का यह तकाजा था कि अभियोग पत्र न्यायालय में प्रस्तुत करने के पहले मुझ से पुलिस अधिकारी मिलते और मेरा बयान लेते । सरकार को तो ऐसे पुलिस अधिकारियों के विरुद्ध कड़ी कार्यवाही करनी चाहिए क्योंकि वर्तमान सरकार साफ सुथरी शकल होने का दावा करती है । कांग्रेस शासन में अपने जीवन के दो वर्ष से अधिक समय को जन-समस्याओं के समाधान हेतु मैं जेल में मिल चुका हूं जिसमें आपातकाल का भी पूरा समय सम्मिलित है जब कि मेरे अकेले पुत्र संजय की एक दुर्घटना में तथा पिता श्री श्याम किशोर मालवीय की मृत्यु बीमारी से हो गई ।

मैं सामाजिक और राजनैतिक जीवन में आसमान से नहीं टपका हूं और न ही कभी मैंने अपने परिवार के साथ देश छोड़कर विदेश पलायन करने की सोची ।

मेरा एक लम्बा, साफ-सुथरा और निष्कलंक राजनैतिक तथा सार्वजनिक जीवन रहा है । मैं इलहाबाद नगर महापालिका का सदस्य और मेयर रहा हूं । दो बार उत्तर प्रदेश विधान सभा का सदस्य, विधान सभा में विपक्ष का नेता, विधान परिषद में सदन का नेता और दो बार केबिनेट स्तर का मंत्री रहा हूं ।

MR. CHAIRMAN: You are going beyond personal explanation

श्री सत्य प्रकाश मालवीय : श्रीमन्, प्रधान मंत्री जी के पास 3 फरवरी को पत्र भेजकर मैं मांग कर चुका हूं कि राम स्वरूप के मुकदमें की कार्यवाही खुली अदालत में हो तथा जिन लोगों के नामों की चर्चा अभियोग-पत्र में है और जो अभियुक्त नहीं हैं, उनके संबंध में कमीशन आफ इंक्वायरी ऐक्ट, 1952 के अन्तर्गत न्यायिक जांच अविलम्ब सर्वोच्च न्यायालय

**Expunged as ordered by the chair.

[श्री सत्य प्रकाश मालवीय]

के एक न्यायाधीश से कारवाई जाए । लेकिन प्रधान मंत्री जी के उत्तर का क्या कहना है, उन्होंने उसे स्वीकार करने की भी कोशिश नहीं की है । इसके अतिरिक्त मैंने यह भी मांग की है कि एक अभियुक्त के रूप में मेरे ऊपर न्यायालय में तुरंत मुकदमा चलाया जाए जिसका सामना करने के लिए मैं तैयार हूं । म यह भी आशा करता हूं कि सरकार मेरे विरुद्ध कार्यवाही करने में हिम्मत तथा साहस का प्रदर्शन करेगी ।

श्रीमन्, आपने कृपा पूर्वक मुझे व्यक्तिगत स्पीष्टीकरण करने के लिए समय दिया और सदन ने मेरी बात सुनी, इसके लिए म आपका हृदय से आभार व्यक्त करता हूं ।

SHRI K.HUSHWANT SINGH NominatedMr. Chairman, Sir, I am primarily a journalist and only by accident Member of Parliament. But since my name has been mentioned in this connection. I have to make this statement. I have, in fact, given an explanation of personal one in the columns I write. I have been all over the world, practically to every countryy in the world over a hundred times and never at my own expense, but at the expense of some Governmentor some University. I am, perhaps, a champion sponger in this case. I have not discriminated against any country. I have been to Communist countries like Poland, Cuba. I have been to fascist countries like Pakistan, Indonesia, Philippines, you name them I have been to all the Arab countries. I have been to Israel also. I have been to Syria, Libya, you name them. But this is what journalism is all about there are any invitations to go to South Africa, I will accept it and I would like to go there. If am I thrown out of a white hotel, it will be a good copy for me. If I am not thrown out of a white hotel, it will be still a good copy for me. I do not understand what all thisis about. I have been to Taiwan twice before, invited by the Press groups in Taiwan and also by the Government. This time I went to Taiwan, Mr. Rama Swaroop handed me the ticket and I did not make a secret of it. I wrote about my visit to Taiwan and the people I met, including Mr. Rama Swaroop who happened to be there. I wrote about the nicer things like the good food and the pretty girls.

Mr. Chairman, Sir, the kind of classified information which I have access to and which I divulged to these foreign agents is, I told them where the Iron Pillar is, where the isQutab Minar is, where the Red Fort and why it is not worthwhile bombing Tughlakabad because it is already in ruins, I fail to understand this exercise in maligning people, for thinges they do legitimately,for invitations thy accept and which are cleared by the Government. These invitations have been cleared. This is the most ludicrous thing, I have seen in my carr er, in my short carrier, as a member of Parliament. As far as this issue is concerned, I treat it with the contempt it deserves.

MR. CHAIRMAN : I have heard all the plantations. I propose to direct that reference made by Shri Upendra in re pect of the children of the Prime Minister and the photograph be deleted from proceedings and it shall not be reported in the Press also.

SHRI DIPEN GHOSH : Mr. Chairman, Sir, not withstanding personal explanations given by my certain colleagues the fact remai the revelations made by certain persons like Ram Swaroop or Coomer Narain have created the worst fears that our country's administration is honey combed with the imperialist espinage agencies which have been working in the last three decades. So, in addition to the protection of the Members of Parliament, we would like the Government to come out with a statement on the espionage activites as a whole and the steps taken to protect the country' security. So, there should be a full-fleged discussion on it so that we could

take part in that discussion and ensure protection of our country's security from the imperialist espionage agencies.

MR. CHAIRMAN : I will consider your suggestion. Now we will take up the Calling Attention. Yes, Mr.Advani.We will sit till 1O'Clock and then we will adjourn to meet at 2.30 p m. (*Interruptions*) I just wanted it should be started. We will take up Private Members buisness at 2.30 and after 5 O'Clock we will take up the calling Attention again.

SHRI LAL K.ADVANI (Madhya Pradesh) : Usually we sit till 1.30 because the Private Members Buisness starts at 2.30.

MR. CHAIRMAN : Certain Members would like to go to the mosque.

CALLING ATTENTION TO ALL MATTER OF URGENT PUBLIC IMPORTANCE

Continued Strike by Teachers of Delhi University

SHRI LAL K. ADVANI (Madhya Pradesh) : Sir, I call the attention of the Minister of Human Resource Development to the situation arising out of the continued strike by the teachers of Delhi University and the action taken by Government in the matter

THE MINISTER OF STATE IN THE DEPARTMENT OF EDUCATION AND CULTURE (SHRIMATI SUSHILA ROHATGI): Sir, I rise to make a statement on the situation created by the continuing strike of the Delhi University Teachers Association (DUTA). The government is deeply concerned over the loss of studies sustained by the students of the University. I made a statement on this subject in the Lok Sabha on 18-12-1985. In that statement I had explained the background of the strike. the demands of the DUTA, and the steps taken by the government to meet the demands. The Minister of Human Resource Development, had, during his intervention, made it very clear that the government would stand by all the commitments made in 1983.

Let me state briefly the main points and explain the situatuion as it exists today.

The Delhi University and college teachers went on indefinite strike from 10th December, 1985, to press their demands. The main demands were (1) withdrawal of UGC's instructions regarding the termination of the Merit Promotion Scheme; (2) improvement of housing facilities; (3) sanction of stagnation removal increment for selection grade lecturers in colleges ; and (4) institution of Professor's grade in colleges.

It has been alleged by DUTA that the Government and the UGC have gone back on the comitments made by them in 1983. In reply to this allegation, let me state clearly that at that time UGC had agreed to:

(a) Merit Promotion Scheme,

(b) Improvement of housing facilities for Delhi University and college teachers.

Both these commitments have been fulfilled. The UGC has informed the Delhi University and to Delhi University Teachers Association (DUTA) that the Merit Promotion Scheme will continue. As far as demand for improvement of housing facilities is concerned, the scheme for construction of staff quarters for university employees at a cost of Rs. 3 0 crore was sanctioned, and the construction is in progress. The scheme for construction of staff quarters for college employees at a cost of Rs. 6 crores has been sanctioned.

Going beyond this commitment, the government had on its own initiated Rs. 20 crores Provident Fund-based housing scheme for teachers and other employees. The UGC has approved this scheme in principle